IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.16851 of 2004

Between:

1 G. Satish Mohan Kumar, S/o Raja Ratnam,
R/o.H.No.2-10-1007, Jyothinagar, Karimnagar.
2 G. Raja Ratnam, S/o Ankaiah,
R/o H.NO.2-10-1007, Jyothinagar, Karimnagar.

..... PETITIONERS

AND

1 The Superintendent of Police, Karimnagar Dist.
2 The Circle Inspector, of Police, Karimnagar Town, Karimnagar.
3 The SHO, PS. II Town, Karimnagar.
4 Jangil Sagar, S/o.Mallaiah,
R/o.Seetharampur, Karimnagar.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate writ declaring the action of the respondents 2 and 3 in calling the petitioners to the Police Station and making them to sit in the police station days together and pressuring them to execute a registered sale deed in favour of the respondent No.4 is arbitrary, illegal, null and void and violative of Articles 14, 19 and 21 of the Constitution of India and nothing but intervention of the administration of civil justice, consequently direct the respondents 2 and 3 not to harass and not to interfere with the personal liberties of the petitioners and not to call the petitioners to the police station and not to pressure the petitioners to execute a registered sale deed of their land in favour of the respondent No.4.

Counsel for the Petitioners: MR.K.VENUMADHAV

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent No.4: None appeared

The Court, at the admission stage, made the following:

ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Home.

This writ petition is filed seeking to declare the action of the respondents 2 and 3 in calling the petitioners to the Police Station and pressuring them to execute a registered sale deed in favour of the

4th respondent in respect of their property as illegal, arbitrary and nothing but intervention of the administration of civil justice.

The 3rd respondent filed his counter affidavit denying the allegations of the petitioners and stating that based on the complaint given by the 4th respondent alleging that the petitioners abused him in filthy language and beat with hands, he investigated the same and filed charge sheet in Petty Case as CC No.359 of 2004 on the file of the Special Judicial Magistrate of II Class, Karimnagar, against the petitioners and the same is pending for trial. It is further stated that the police never called the petitioners to the Police Station and they never insisted the petitioners to execute a registered sale deed in favour of the 4th respondent and the same is invented for the purpose of filing the present writ petition against the police.

In view of the said averments made in the counter affidavit of the 3rd respondent, no further orders are required to be passed in this writ petition, and the same is accordingly closed. No order as to costs.

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N.V. RAMANA, J.

Date: 26.04.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintendent of Police, Karimnagar Dist.
2 The Circle Inspector, of Police, Karimnagar Town,

Karimnagar.
3 The SHO, PS. II Town, Karimnagar.
4 Two CCs to GP for Home, High Court Buildings, Hyderabad

(OUT)

5 Two CD copies

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